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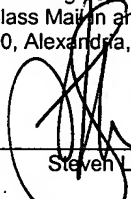
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April 29, 2004

CERTIFICATE OF MAILING 37 C.F.R 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:	
<u>April 29, 2004</u> Date	 _____ Steven L. Highlander

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Serial Number 10/025,187 entitled "A BARDET-BIEDL SUSCEPTIBILITY GENE AND USES THEREOF" by Val Sheffield et al.
Our ref: IOWA:034US

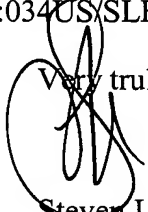
Commissioner:

Enclosed for filing in the above-referenced patent application is:

1. Response to Notice of Non-Compliance Dated April 20, 2004;
2. A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

Should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/IOWA:034US/SLH.

Very truly yours,


Steven L. Highlander

SLH/cpj
Encl: As noted

25410184.1



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Val Sheffield et al.

Serial No.: 10/025,187

Filed: December 18, 2001

For: A BARDET-BIEDL SUSCEPTIBILITY
GENE AND USES THEREOF

Group Art Unit: 1645

Examiner: Roy R. Teller

Atty. Dkt. No.: IOWA:034US/SLH

CERTIFICATE OF MAILING
37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313, on the date below:

April 29, 2004
Date


Steven L. Highlander

RESPONSE TO NOTICE OF NON-COMPLIANCE DATED APRIL 20, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-01450

Sir:

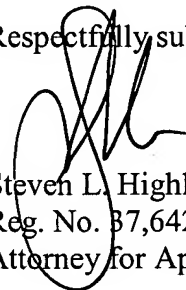
This paper is submitted in response to the Notice of Non-Compliance mailed on April 20, 2004, for which the date for response is May 20, 2004.

No fees are believed due; however, should any fees be deemed necessary, consider this paragraph such a request and authorization to withdraw the appropriate fee under 37 C.F.R. §§ 1.16 to 1.21 from Fulbright & Jaworski L.L.P. Account No.: 50-1212/IOWA:034US/SLH.

In further response to the restriction requirement which the Examiner imposed, Applicants elect, without traverse, to prosecute the invention as drawn to NGVN nucleic acids.

The Examiner is invited to contact the undersigned attorney at (512) 536-3184 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,



Steven L. Highlander
Reg. No. 37,642
Attorney for Applicants

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Date: April 29, 2004